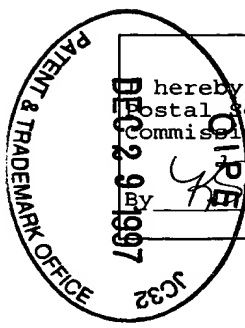


#10/Response  
Coadmin 01/26/98



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ELI LILLY AND COMPANY

By K. R. Rhodes

Date 12-23-97

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Brader, et al. )  
Serial No. : 08/484,542 )  
Filed : June 7, 1995 ) Group Art Unit:  
For : STABILIZED ACYLATED INSULIN ) 1813  
FORMULATIONS ) Examiner:  
Docket No. : X-10097 ) Allen

**REPLY UNDER 37 C.F.R. §1.111**

Assistant Commissioner of Patents  
Washington, D. C. 20231  
Sir:

In an Office Action mailed 25 June 1997, the Examiner rejected Claims 1-12, 25, and 26, the only claims pending in this application. Applicants respectfully request reconsideration of this application in light of the remarks in this reply.

Applicants thank Examiner Allen for meeting with their representatives in her office on December 17, 1997 so that the pertinence of the Havelund reference could be fully explained, and so that other matters relating to the reply and to a possible interference with Havelund could be discussed.

Applicants include with this reply two additional references on a Form 1449 for consideration by the Examiner. As mentioned during the Office interview, these references were cited to the European Patent Office in the European application corresponding to Havelund. Applicants also

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By KS Rhodes

ELI LILLY AND COMPANY  
Date

12-23-97

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PTO/SB/17 (12/97)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## FEE TRANSMITTAL

Note: Effective October 1, 1997.

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT \$950.00

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:  
Deposit Account Number 05-0840  
Deposit Account Name Eli Lilly and Company

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Description	Fee Paid
101	790	201	395	Utility filing fee	
106	330	206	165	Design filing fee	
107	540	207	270	Plant filing fee	
108	790	208	395	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) 0

### 2. CLAIMS

Total Claims	Extra	Fee from below	Fee Paid
-20=	<input type="checkbox"/>	X 22	=
-3=	<input type="checkbox"/>	X 82	=
Multiple Dependent Claims	<input type="checkbox"/>	X	=

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Description
103	22	203	11	Claims in excess of 20
102	82	202	41	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim
109	82	209	41	Reissue independent claims over original patent
110	22	210	11	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) 0

## Complete if Known

Application Number	08/484,542
Filing Date	June 7, 1995
First Named Inventor	Mark L. Brader
Group Art Unit	1813
Examiner Name	Allen
Attorney Docket Number	X-10097

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge-late filing fee or oath	
127	50	227	25	Surcharge-late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	950	217	475	Extension for reply within third month	\$950
118	1,510	218	755	Extension for reply within fourth month	
128	2,060	228	1,030	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive-unavoidable	
141	1,320	241	660	Petition to revive-unintentional	
142	1,320	242	660	Utility issue fee (or reissue)	
143	450	243	225	Design Issue Fee	
144	670	244	335	Plant Issue Fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt.	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	790	246	395	Filing a submission after final rejection (37 CFR 1.129(a))	
149	790	249	395	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify)

Other fee (specify)

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\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$950.00

## SUBMITTED BY

Typed or Printed Name Steven P. Caltrider

Signature

*Steven P. Caltrider*

Complete (if applicable)

Reg. Number 36,467

Date

December 23, 1997